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PTO/SB/05 (03-01)

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 16294-0137 (52433-292707)

Inventors JOHN D. PUSKAS

Title METHODS OF INDIRECTLY STIMULATING THE VAGUS  
NERVE WITH AN ELECTRICAL FIELD

Express Mail Label No. EV 334684259 US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 54]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C.113) [Total Sheets 5]
5. Oath or Declaration [Total Pages 1]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)
  - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

## ADDRESS TO:

Commissioner for Patents  
Mailstop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450

## ACCOMPANYING APPLICATIONS PARTS

9. ☒ Assignment:
  - a. ☐ Assignment Papers (cover sheet & document(s))
  - b. ☒ Assignment is of record in parent application No. 10/051,758
10. ☐ 37 C.F.R. §3.73(b) Statement [Power of Attorney]  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations]
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

Prior application information: Examiner Dreesch, K.

of prior application No: 10/051,758 filed January 16, 2002  
Group / Art Unit: 3762

Recite complete dependency back to first parent application: This application is a divisional of U.S. Patent Application Serial No. 10/051,758, filed January 16, 2002, which is a divisional of U.S. Patent Application Serial No. 09/716,783, filed November 20, 2000, now U.S. Patent No. 6,429,217 which is a divisional of U.S. Patent Application Serial No. 09/139,442, filed August 25, 1998, now U.S. Patent No. 6,479,523, which claims priority to U.S. Provisional Application Serial No. 60/072,284, filed January 23, 1998 and U.S. Provisional Application No. 60/056,994, filed August 26, 1997.

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

☒ Customer Number

23370

Name (Print/Type)	Sima Singadia Kulkarni	Registration No. (Attorney/Agent)	43,732
Signature	<i>Sima Singadia Kulkarni</i>	Date	September 26, 2003

**FEE TRANSMITTAL**

Attorney Docket No. 16294-0137 (52433-292707)

This sheet accompanies a patent application transmittal for the following application:

Inventor(s): **JOHN D. PUSKAS**Filing Date: **September 26, 2003**Title: **METHODS OF INDIRECTLY STIMULATING  
THE VAGUS NERVE WITH AN ELECTRICAL FIELD**

The filing fee is calculated as shown below:

**1. FILING FEE:**

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input checked="" type="checkbox"/> UTILITY FILING FEE	\$375	\$375	\$750	
<input type="checkbox"/> DESIGN FILING FEE	\$165		\$330	
<input type="checkbox"/> PLANT FILING FEE	\$260		\$520	
<input type="checkbox"/> REISSUE FILING FEE	\$375		\$750	
<input type="checkbox"/> PROVISIONAL FILING FEE	\$80		\$160	
SUBTOTAL (1)		\$375		\$

**2. CLAIMS:**

SMALL ENTITY					LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	99 - 20 =	79	x 9 =	\$711	x 18 =	
INDEP. CLAIMS	6 - 3 =	3	x 42 =	\$126	x 84 =	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+140 =		+280 =	
SUBTOTAL (2)				\$837		\$

**3. ADDITIONAL FEES:**

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input type="checkbox"/> LATE FILING, FEE OR OATH	\$65		\$130	
<input type="checkbox"/> NON-ENGLISH SPECIFICATION	\$130		\$130	
<input type="checkbox"/> OTHER				
SUBTOTAL (3)		\$		\$

**TOTAL FILING FEES: \$1212.00**A check is enclosed for the total amount: **\$1212.00**☒ Charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 11-0855.

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Sima Singadia Kulkarni, Attorney for Applicant  
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